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FILED

JUL 17 2001

UNITED STATES DISTRICT COURT  
DISTRICT OF NEW JERSEY  
NEWARK VICINAGE

AUG 2001  
WILLIAM J. KELLY  
CLERK

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HIP HEALTH PLAN OF FLORIDA, INC., on  
behalf of itself and all others similarly situated,

Class Action

Plaintiff,

Civil Action No. 01-1652

v.

SCHERING-PLOUGH CORPORATION;  
UPSHER-SMITH LABORATORIES and  
AMERICAN HOME PRODUCTS  
CORPORATION,

NOTICE OF MOTION TO  
ENTER CASE MANAGEMENT  
ORDER No. 1

Defendants.

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UNITED FOOD AND COMMERCIAL  
WORKERS LOCAL 56 HEALTH & WELFARE  
FUND, on behalf of itself and all others similarly  
situated,

Civil Action No. 01-1769

Plaintiff,

v.

SCHERING-PLOUGH CORPORATION;  
UPSHER-SMITH LABORATORIES and  
AMERICAN HOME PRODUCTS  
CORPORATION,

Defendants.

CARL M. WALLACE and BURT LAVIN, on  
behalf of themselves and all others similarly situated,

Plaintiffs,

Civil Action No. 01-1771

v.

SCHERING-PLOUGH CORPORATION;  
UPSHER-SMITH LABORATORIES and  
AMERICAN HOME PRODUCTS  
CORPORATION,

Defendants.

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AMY REICHERT, on behalf of herself and all  
others similarly situated,

Plaintiff,

Civil Action No. 01-1770

v.

SCHERING-PLOUGH CORPORATION;  
UPSHER-SMITH LABORATORIES and  
AMERICAN HOME PRODUCTS  
CORPORATION,

Defendants.

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STANLEY NEMSER, on behalf of himself and  
all others similarly situated,

Plaintiff,

Civil Action No. 01-1943

v.

SCHERING-PLOUGH CORPORATION;  
and AMERICAN HOME PRODUCTS  
CORPORATION,

Defendants.

STANLEY NEMSER, on behalf of himself and  
all others similarly situated,

Plaintiff,

Civil Action No. 01-1944

v.

SCHERING-PLOUGH CORPORATION; and  
UPSHER-SMITH LABORATORIES,

Defendants.

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NORMAN SEABROOK, ISRAEL REXACH,  
ELIAS HUSAMUDEEN, WILLIAM WASNICKI,  
GUY ANDERSON, ROBERT SEABROOK,  
STEVEN ROBINSON, ON BEHALF OF  
CORRECTION OFFICERS BENEVOLENT  
ASSOCIATION SECURITY BENEFITS  
FUND, on behalf of themselves and all others  
similarly situated,

Plaintiffs,

Civil Action No. 01-2090

v.

SCHERING-PLOUGH CORPORATION;  
UPSHER-SMITH LABORATORIES; AMERICAN  
HOME PRODUCTS CORPORATION; and  
ESI LEDERLE INC.,

Defendants.

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ROSE LIPSCOMB, individually and on behalf  
of all others similarly situated,

Plaintiff,

Civil Action No. 01-2119

v.

SCHERING-PLOUGH CORPORATION;  
UPSHER-SMITH LABORATORIES; and  
AMERICAN HOME PRODUCTS  
CORPORATION,

Defendants.

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TEAMSTERS HEALTH & WELFARE FUND OF :  
PHILADELPHIA & VICINITY, on behalf of :  
itself and all others similarly situated,

Plaintiffs,

Civil Action No. 01-2191

v.

SCHERING-PLOUGH CORPORATION;  
UPSHER-SMITH LABORATORIES; and  
AMERICAN HOME PRODUCTS  
CORPORATION,

Defendants.

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NEW YORK STATE-WIDE SENIOR ACTION  
COUNCIL, INC.; and MASSACHUSETTS  
SENIOR ACTION COUNCIL, on behalf of  
themselves and all others similarly situated,

Plaintiffs

Civil Action No. 01-2726

v.

SCHERING-PLOUGH CORPORATION;  
UPSHER-SMITH LABORATORIES; and  
AMERICAN HOME PRODUCTS  
CORPORATION,

Defendants.

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LOUISIANA WHOLESALE DRUG CO.,  
INC., on behalf of itself and all others  
similarly situated,

Plaintiffs

Civil Action No. 01-2869

v.

SCHERING-PLOUGH CORPORATION;  
UPSHER-SMITH LABORATORIES; and  
AMERICAN HOME PRODUCTS CORP.,

Defendants.

GEORGE BURNS, individually and on behalf of  
all others similarly situated,

Plaintiffs

Civil Action No. 01-2943

v.

SCHERING-PLough CORPORATION;  
UPSHER-SMITH LABORATORIES; AMERICAN  
HOME PRODUCTS CORPORATION; and  
ESI LEDERLE, INC.

Defendants.

NOTICE OF MOTION TO ENTER CASE MANAGEMENT ORDER No. 1

TO: All Counsel of Record (See attached list)

PLEASE TAKE NOTICE that on the 10th of September, 2001, at 9:00 A.M., or as soon thereafter as the Court directs, Plaintiffs in Civil Actions Nos. 01-1652, 01-1769, 01-1771, 01-1770, 01-1943, 01-1943, 01-1944, 01-2090, 01-2119, and 01-2191 will move pursuant to Local Civil Rule 16.1(g) for a Case Management Order providing for the consolidation of related actions and the filing on a single consolidated complaint; establishing a Master Docket; approving the organization of Plaintiffs' counsel, including the appointment of lead counsel, liaison counsel, and an executive committee; initial scheduling of discovery; and scheduling for consideration of motions for class certification. In support of this motion, Plaintiff relies upon the submitted exhibits, and memorandum of law. Oral argument is not requested.

Plaintiffs have been advised that Defendants Schering-Plough Corporation and American Home Products Corporation consent to the entry of the Proposed Case Management Order, except that they make no comment regarding the organization of Plaintiffs' counsel.

Dated: July 17, 2001

Respectfully submitted,

RODRIGUEZ & RICHARDS, LLC

By:



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Benevolent Association Security Benefits Fund; and  
Teamsters Health & Welfare Fund of Philadelphia  
& Vicinity*

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**Counsel for Plaintiffs**

[Additional Counsel on Signature Page]

**UNITED STATES DISTRICT COURT  
FOR THE DISTRICT OF NEW JERSEY**

HIP HEALTH PLAN OF FLORIDA, INC., )  
on behalf of itself and all others similarly )  
situated, )

) Case No. 01-cv-1652 (JAG)

Plaintiff, )

v. )

SCHERING-PLOUGH CORPORATION; )  
UPSHER-SMITH LABORATORIES; and )  
AMERICAN HOME PRODUCTS )  
CORPORATION, )

Defendants. )

UNITED FOOD AND COMMERCIAL )  
WORKERS LOCAL 56 HEALTH &) WELFARE FUND, on behalf of itself and )  
all others similarly situated, )

) Case No. 01-cv-1769

Plaintiff, )

v. )

SCHERING-PLOUGH CORPORATION; )  
UPSHER-SMITH LABORATORIES; and )  
AMERICAN HOME PRODUCTS )  
CORPORATION, )

Defendants. )

UNITED STATES DISTRICT COURT

CARL M. WALLACE and BURT LAVIN, )  
on behalf of themselves and )  
all others similarly situated, )  
)

Plaintiffs, )  
)

v. )  
)

SCHERING-PLOUGH CORPORATION; )  
UPSHER-SMITH LABORATORIES; )  
and AMERICAN HOME PRODUCTS )  
CORPORATION, )  
)

Defendants. )  
)

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AMY REICHERT, )  
on behalf of herself and )  
all others similarly situated, )  
)

Case No. 2:01cv01770

Plaintiff, )  
)

v. )  
)

SCHERING-PLOUGH CORPORATION; )  
UPSHER-SMITH LABORATORIES; )  
and AMERICAN HOME PRODUCTS )  
CORPORATION, )  
)

Defendants. )  
)

---

STANLEY NEMSER, )  
on behalf of himself and )  
all others similarly situated, )  
)

Case No. 2:01cv01943

Plaintiff, )  
)

v. )  
)

SCHERING-PLOUGH CORPORATION )  
and AMERICAN HOME PRODUCTS )  
CORPORATION, )  
)

Defendants. )  
)

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ROSE LIPSCOMB, individually and on behalf of all others similarly situated, ) Case No. 2:01cv02119  
Plaintiff, )  
v. )  
SCHERING-PLOUGH CORPORATION; )  
UPSHER-SMITH LABORATORIES; and )  
AMERICAN HOME PRODUCTS CORP., )  
Defendants. )  
TEAMSTERS HEALTH & WELFARE )  
FUND OF PHILADELPHIA AND )  
VICINITY, on behalf of itself and all others ) similarly situated, )  
Plaintiff, ) Case No. 01-2191  
v. )  
SCHERING-PLOUGH CORPORATION; )  
UPSHER-SMITH LABORATORIES; and )  
AMERICAN HOME PRODUCTS CORP., )  
Defendants. )  
NEW YORK STATE-WIDE SENIOR )  
ACTION COUNCIL; and )  
MASSACHUSETTS SENIOR ACTION )  
COUNCIL, on behalf of themselves )  
and all others similarly situated, )  
Plaintiffs, )  
v. ) Case No. 01-2726  
SCHERING-PLOUGH CORPORATION; )  
UPSHER-SMITH LABORATORIES; and )  
AMERICAN HOME PRODUCTS CORP., )  
Defendants. )

LOUISIANA WHOLESALE DRUG CO., )  
INC., on behalf of itself and all others )  
similarly situated, )  
Plaintiffs, ) Case No. 01-2869  
v. )  
SCHERING-PLOUGH CORPORATION; )  
UPSHER-SMITH LABORATORIES; and )  
AMERICAN HOME PRODUCTS )  
CORPORATION, )  
Defendants. )  
GEORGE BURNS, individually and on )  
behalf of itself and all others )  
similarly situated, )  
Plaintiffs, ) Case No. 01-2943  
v. )  
SCHERING-PLOUGH CORPORATION; )  
UPSHER-SMITH LABORATORIES; )  
AMERICAN HOME PRODUCTS )  
CORPORATION and ESI LEDERLE, INC., )  
Defendants. )

#### CERTIFICATE OF SERVICE

I hereby certify that a copy of the Plaintiffs' Notice of Motion to Enter Case Management Order No. 1, Memorandum in Support of Motion to Enter Case Management Order No. 1, Case Management Order No. 1, was served via Federal Express upon counsel listed below:

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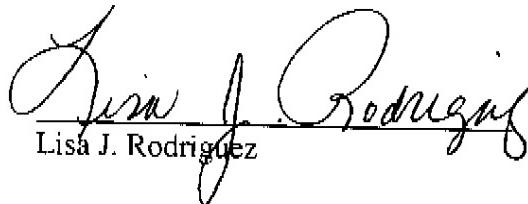
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Dated: July 17, 2001



Lisa J. Rodriguez